

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

WALGREEN CO.,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 14-125-GMS
	)	
SHOPKO STORES OPERATING CO., LLC	)	
and MSCRIPTS, LLC,	)	
	)	
Defendants.	)	
	)	

**STIPULATION AND (PROPOSED) ORDER OF DISMISSAL WITH PREJUDICE  
PURSUANT TO FED. R. CIV. P. 41(a)(1)(A)(ii)**

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Walgreen Co. ("Walgreens") and Defendants ShopKo Stores Operating Co., LLC and mscripts, LLC ("Defendants"), through their undersigned counsel and subject to the approval of the Court, that the above-captioned action, including all claims by Walgreens against Defendants and all counterclaims by Defendant mscripts, LLC against Walgreens, are dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

IT IS FURTHER STIPULATED AND AGREED that each party shall bear its own costs, disbursements and attorney's fees incurred in connection with the dismissed claims and counterclaims.

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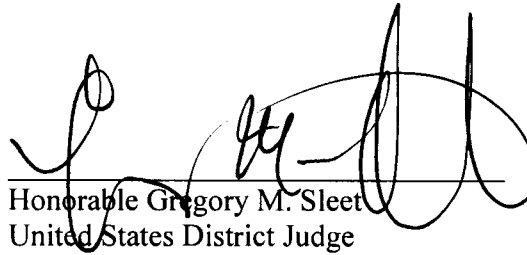
*Attorneys for Defendants  
Shopko Stores Operating Co., LLC  
and mscripts, LLC*

**ORDER**

IT IS HEREBY ORDERED, this 17<sup>th</sup> day of Nov., 2014, as follows:

1. The above-captioned action, including all claims by Walgreens against Defendants and all counterclaims by Defendant mscripts, LLC against Walgreens, are dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii); and

2. Each party shall bear its own costs, disbursements and attorney's fees incurred in connection with the dismissed claims and counterclaims.



Honorable Gregory M. Sleet  
United States District Judge